

September 12, 2005
Seven o'clock P.M.
North Little Rock School District Board Room
2700 Poplar
North Little Rock, Arkansas

The regular meeting of the North Little Rock City Council scheduled for Monday, September 12, 2005, was called to order at 7:00 p.m. by the honorable Mayor PATRICK HENRY HAYS. The roll having been called, and the following Aldermen answered to their names: MARTIN GIPSON, NEIL BRYANT, LINDA ROBINSON, OLEN THOMAS, GARY BERRY, JOHN PARKER, CHARLIE HIGHT and MURRY WITCHER, a quorum was declared (8/0). City Clerk DIANE WHITBEY and Chief Deputy City Attorney JASON CARTER were also present.

The invocation was given by Alderman Parker, followed by the pledge of allegiance to the flag which was led by Alderman Berry.

On the motion of Alderman Witcher and seconded by Alderman Berry, and by consent of all members present, the minutes from a regular council meeting and a special call held on August 22, 2005, were approved, accepted and filed as prepared by the City Clerk (8/0).

On the blanket motion of Alderman Berry and seconded by Alderwoman Robinson, and by consent of all members present, communications #1, 2, 4, 5, 6, 7, 8, 9, and 10 were accepted and filed (8/0).

1. Sharon Tedford, Mayor's Office, memorandum re: transfer location of Restaurant Mixed Drink permit for Cornerstone Deli & Restaurant from 312 Main Street to 314 Main Street by Christopher T. Kent.
2. Sharon Tedford, Mayor's Office, memorandum re: new Retail Wine Permit for USA Drug #15, 2743 Lakewood Village Drive by Dyer E. Custer.
4. Jim Harvey, CEO Central Arkansas Water memorandum to Mayor Hays re: Adjustments to Water Rates North of the Arkansas River.
5. Joy H. Stevens, President North Little Rock Friends of Animals invitation to City Council to attend 2nd Annual "Bark in the Park", Saturday, September 17, 2005, from 11:00 a.m. - 3:00 p.m.
6. Naomi Pierce and Billy Standridge, Petition requesting Speed Hump on Emily Street/Meadow Park (39 signatures).
7. Sharon Tedford, Mayor's Office memorandum re: application for New Restaurant Mixed Drink Permit for Reno's Argenta Cafe, 312 Main Street by Louis Reno France.
8. Sharon Tedford, Mayor's Office memorandum re: Replacement Retail Beer and Liquor Permit for Old Mill Wine and Spirits, 2600 Lakewood Village Drive, Suite A, by Kelly Faye McCabe.
9. Tom Wadley, Director of Code Enforcement letter re: requesting Mayor Hays hold R-05-126, 1324 N. Division due to correspondence from Mr. Paul Harrod, Attorney at Law, representing G P Family Trust.
10. Tom Wadley, Director of Code Enforcement letter re: requesting Mayor Hays hold S-05-127, 1624 W. 16th Street due to rehabilitation contract with All Clean Restoration Services.

On the motion of Alderman Gipson and seconded by Alderman Berry, and by consent of all members present, communication #3 was read by title only, accepted and filed (8/0).

3. Connie L. Woodard, General Manager of North Little Rock Electric Department, retirement letter effective September 30, 2005 (due to health issues).

On the motion of Alderman Gipson and seconded by Alderman Thomas, and by consent of all members present, communication #11 was read, accepted and filed (all council members will be noted as supporting this appointment and letter) (8/0).

11. Mayor Hays letter to City Council re: recommended appointment of Mr. Joe Gertsch as General Manager of the North Little Rock Electric Department, salary of \$89,000.00 per year. Mr. Gertsch thanked the Mayor and Council members for their recommendation and looks forward to working with them in the future.

Alderman Gipson asked Ms. Whitbey to read the attachment to communication #5, re: "Bark in the Park" (see #5 for details).

Mayor Hays called O-05-64 and advised several people were present regarding the proposed legislation and advised he had been made aware of procedural issues related to the same. Mr. Robert Voyles, Planning Director advised this property was in Pulaski County in 1985 and was part of a zoning making it an R-4. In 1996, the city began zoning property in the area which had not been zoned. This property was surrounded by city property but remained in the county. In 1997, Ordinance No. 7064 was adopted regarding Mr. Joe Tullis' property, rezoning the property from R-4 to I-2 (Light Industrial). A Land Use Plan was adopted in 2000 - 2002 which kept the same plan. This year (2005) a new zoning map was adopted which reflected the previous R-4 zoning of this particular property. When the city map was digitized, an old map was used which designated this parcel back to R-4. Said map is posted on the web. This was caused by a staff error. Mayor Hays clarified the council changed the zoning in 1997 from R-4 to I-2. Mr. Voyles said the current map adopted this year reverted the zoning back to the R-4 designation. Mr. Carter advised the current zoning of R-4 is subject to challenge. Now that the error has been identified, it and others need to be remedied by a "clean-up" ordinance to be presented at a future meeting. Mr. Carter said it would be difficult to enforce an R-4 zoning and did not see anything which would prohibit anything allowed in an I-2 zone. Mayor Hays asked what Mr. Carter's opinion was regarding the current zoning. Mr. Carter advised the City Attorney's Office will provide a legal opinion this week. Mayor Hays asked Ms. Whitbey to read the legislation.

O-05-64

AN ORDINANCE TO RECLASSIFY CERTAIN PROPERTY LOCATED AT 7501 YOUNG ROAD IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS, FROM R-4 TO I-2 CLASSIFICATION BY AMENDING ORDINANCE NO. 7697 OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read two times on August 22, 2005, was read a third and final time. Alderman Berry advised Petitions from residents objecting to a concrete plant or any other industrial or commercial enterprise on any part of Young Road or Sherman Road (signatures) and a letter from Dr. Robert Clowers, Acting Superintendent, Pulaski County Special School District, opposing proposed rezoning due to traffic congestion in the area. The legislation was withdrawn at the request of the sponsor, Alderman Berry. Mayor Hays said there is currently nothing pending regarding this matter before the city council and allowed public comments regarding this matter. Mr. Jim Hathaway, Attorney at Law represents property owner Mr. Gene Pheifer asked those present opposed to the rezoning to stand and advised the Pulaski County School District, the Arkansas Surgery Hospital, the Director of the Arkansas Department of Environmental are all opposed to this rezone. Mr. Hathaway asked for zoning clarification from 1996 until now. Mr. Sam Hilburn, Attorney at Law lives in the area under consideration. Mr. Hilburn said if this is a Comprehensive Zoning ordinance, then it is the current law until a court rules differently. Posting of the ordinance on a website is public notice. The city has had Extra-Territorial jurisdiction for years. Mayor Hays introduced Mr. Marcus Devine, Director of the Arkansas Environmental Quality Department (AEDQ). Mr. Devine discussed the relocation of his department to the North Shore Business Park which will include a 115,000 square foot, six story (green) building and provide 300 jobs. Mayor Hays said the area referenced does have conflicting uses. A permit will not be issued until after an opinion from the City Attorney.

Mayor Hays recessed the meeting briefly. The meeting was then reconvened.

Mayor Hays announced the special call this date.
September 7, 2005

Honorable Members of the City Council
Re: Special Council Meeting
Dear Members of the City Council:

This is to advise that we have called a special Council meeting of the North Little Rock City Council for 7:05 p.m. on September 12, 2005, at the Administration Building of the North Little Rock School District, North Little Rock, Arkansas. The following will be on the agenda:

- 1) A RESOLUTION AUTHORIZING AND THE MAYOR AND CITY CLERK TO ALLOCATE \$10,000.00 OF COMMUNITY DEVELOPMENT BLOCK GRANT

(CDBG) FUNDS TO ASSIST THE EVACUEES OF THE HURRICANE KATRINA AFFECTED AREAS WHO HAVE COME TO NORTH LITTLE ROCK TO SEEK ASSISTANCE AND REFUGE; AND FOR OTHER PURPOSES.

Sponsored by: Mayor Patrick H. Hays

- 2) A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO ALLOCATE \$ _____ FROM HOME FUNDS TO PROVIDE RENTAL ASSISTANCE TO EVACUEES OF THE HURRICANE AFFECTED AREAS WHO HAVE COME TO NORTH LITTLE ROCK TO SEEK ASSISTANCE AND REFUGE; AND FOR OTHER PURPOSES.

Sponsored by: Mayor Patrick H. Hays

Respectfully submitted,

/s/ Mayor Patrick H. Hays

MAYOR PATRICK H. HAYS

The law requires that each of you be notified of the time, place and subject matter of any specially called Council meeting. This notice does not require any special written formalities or waivers on your behalf, unless you are notified within a 24-hour period prior to the special meeting.

It is requested that each of you sign the cover letter simply to indicate that you have been informed of the nature and time of the meeting. However, please be aware that your signature is not required unless a period of less than 24 hours remains before the designated time for the meeting and you have not previously received notice.

This will evidence that I have received this notice of a special Council meeting for 7:05 p.m., Monday, September 12, 2005, at the Administration Building of the North Little Rock School District, North Little Rock, and waive time of service.

/s/ Martin Gipson

MARTIN GIPSON

/s/ Gary Berry

GARY BERRY

/s/ Neil Bryant

NEIL BRYANT

/s/ John Parker

JOHN PARKER

/s/ Olen Thomas

OLEN THOMAS

/s/ Murry Witcher

MURRY WITCHER

/s/ Linda Robinson

LINDA ROBINSON

/s/ Charlie Hight

CHARLIE HIGHT

Special Call #1 (RESOLUTION NO. 6827 - MAYOR HAYS)

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO ALLOCATE \$10,000.00 OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO ASSIST THE EVACUEES OF THE HURRICANE KATRINA EFFECTED AREAS WHO HAVE COME TO NORTH LITTLE ROCK TO SEEK ASSISTANCE AND REFUGE; AND FOR OTHER PURPOSES,

was read. A motion to adopt was made by Alderman Witcher and seconded by Alderman Thomas. Ms. Mary Beth Bowman advised during disaster times, Community Block Grant Funds can be used to assist evacuees with medicine and bedding. These funds would be allocated to the United Way and designated for use in the City of North Little Rock for the evacuees in the city. On the previous motion, and all member present having voted in the affirmative, the resolution was unanimously adopted (8/0).

Special Call #2 (RESOLUTION NO. 6828 - MAYOR HAYS)

A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO ALLOCATE \$25,000.00 FROM HOME FUNDS TO PROVIDE RENTAL ASSISTANCE TO EVACUEES OF THE HURRICANE AFFECTED AREAS WHO HAVE COME TO NORTH LITTLE

ROCK TO SEEK ASSISTANCE AND REFUGE; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderman Berry. Mayor Hays advised there are \$80,000.00 in Home Funds and that these funds would be reimbursed by the Federal Government. Ms. Bowman advised HUD had been told FEMA would provide up to \$10,000.00 per family for housing, however, that has not happened to date. If this happens, evacuees would be asked to reimburse the city. This money would come from 2004 Home Funds which would mean three houses would not be rehabilitated this year. Evacuees would have to be income qualified, however since the survivors have no income, they would qualify. Funds could be used for rent and utilities. The North Little Rock Housing Authority has agreed to administer this program at no cost. The Red Cross is providing an additional 2-week hotel stay, however, after that, people will have to find other housing. Mayor Hays recommended allocating \$25,000.00 and if more is needed, to allocate more later. Alderman Gipson said the city needs to be sure and keep records as required by Home Funds. Alderwoman Robinson said \$25,000.00 is not a lot of money and asked how many vouchers could be issued and how they would be distributed. She said people who have already applied and were rejected should be considered first. Alderman Thomas said people who have lost everything should be considered first. Alderman Witcher asked if language should be included indicating the funds would not be used until after FEMA confirms reimbursement. Mayor Hays acknowledged Mr. Frank Fletcher, owner Riverfront Wyndham Hotel made a \$10,000.00 contribution for the city to distribute to evacuees. Alderman Witcher said some of the people will stay in this area and some will return. Alderman Parker suggested distributing the money in \$1,000.00 increments to 25 families instead of three families receiving one-third each. Mayor Hays said there is a tremendous group of volunteers involved in this effort and the community has been very generous. Tomorrow, a live broadcast will be held at the North Little Rock Cares Distribution Center in the Pike Plaza Shopping Center where furniture, clothing, non-perishable food items, etc. are being relocated. Daily lunch and dinner for the evacuees will continue to be provided at the Hays Center. Transportation will be provided to evacuees from one site to the other. On the motion of Alderman Hight and seconded by Alderman Berry, and by consent of all members present, the resolution was amended as follows:: *insert \$25,000.00 in all of the blanks* (8/0). On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the resolution was unanimously adopted as amended (8/0).

OLD/UNFINISHED BUSINESS

R-05-126

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1324 DIVISION IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES, PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE, AND FOR OTHER PURPOSES, was called and held at the request of the sponsor, Mayor Hays (see communication #9) (owner G P Family Trust).

R-05-127

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 1624 W. 16TH STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE, AND FOR OTHER PURPOSES, was called and held at the request of the sponsor, Mayor Hays (see communication #10) (owner Keith and Debbie Waggoner).

R-05-128 (RESOLUTION NO. 6829 - MAYOR HAYS)

A RESOLUTION DECLARING CERTAIN BUILDINGS, HOUSES AND OTHER STRUCTURES LOCATED AT 409 W. 34TH STREET IN THE CITY OF NORTH LITTLE ROCK TO CONSTITUTE A PUBLIC NUISANCE AND CONDEMNING SAID STRUCTURES PROVIDING A PERIOD OF TIME FOR PROPERTY OWNER TO ABATE SAID NUISANCE, AND FOR OTHER PURPOSES, was read. Mayor Hays convened a public hearing. Mr. Nathan Johnson is employed by the owner, Equity Trust Corporation. Mr. Johnson requested a 90-day extension to allow time to bring the house up to code and get the proper permits needed. Mr. Tom Wadley, Director of Code Enforcement advised he spoke with Mr. Greg Almond, Attorney for the property owner. Mr. Wadley recommended proceeding with the condemnation as the owner has had it for two-years. During that time, a 90-day permit was acquired indicating a repair value of \$750.00 which is not near the amount needed. Mr. Wadley indicated the

contractor Michael Young had responded to him with a hand-written note. Mr. Young lives in an apartment behind the house in question. A search warrant was obtained on the property for the purpose of inspection. The photographs provided indicate the amount of damage and repairs needed. The Building Inspector is concerned about the integrity of the house. Mr. Wadley recommended the owner putting up a bond as required by ordinance. A zoning issue exists on this property as there are two residential properties on the single lot. Mr. Carter advised Mr. Johnson has a Power of Attorney from the owner, however, it is not notarized. On the motion of Alderman Berry and seconded by Alderman Gipson, and by consent of all members present, the resolution was unanimously adopted (8/0).

O-05-50

AN ORDINANCE AMENDING ARTICLE V. (PLUMBING AND GAS) OF THE NORTH LITTLE ROCK MUNICIPAL CODE BY ADDING SECTION 18-373; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on July 25, 2005, was read a second time on August 22, 2005, was called and held at the request of the sponsor, Mayor Hays.

O-05-51

AN ORDINANCE VACATING AND ABANDONING A PORTION OF SUMMERS AVENUE IN THE CITY OF NORTH LITTLE ROCK; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read one time on July 25, 2005, was read a second time on August 22, 2005, was called and held at the request of the sponsor, Mayor Hays.

O-05-59 (ORDINANCE NO. 7740 - ALDERMAN BERRY)

AN ORDINANCE GRANTING A CONDITIONAL USE FOR A DAY CARE CENTER IN A C-4 ZONE FOR CERTAIN REAL PROPERTY LOCATED AT 2204 PARKWAY DRIVE IN THE CITY OF NORTH LITTLE ROCK, ARKANSAS; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read three times on August 22, 2005, amended, adopted (including emergency clause) and then the vote on the third and final reading and emergency clause were expunged, was read. A motion to amend was made by Alderman Berry and seconded by Alderman Gipson. Alderman Gipson asked for clarification regarding a curb being constructed in the right-of-way and employee parking at the end of the building. Alderman Parker advised most curbs are located in the right-of-way. Mr. Voyles advised employee parking and drop-space are required. Alderman Gipson said vehicles could park on the back side of the curb. On the previous motion, and all members present having voted in the affirmative, the ordinance was amended as follows: *substitute copy provided this date which includes amendment from August 22, 2005, meeting and add Section 2. (5) INSTALL A RAISED CURB AS SHOWN ON EXHIBIT "B" ATTACHED HERETO., And attached EXHIBIT "B"* (8/0). Alderman Witcher asked if Parkway Drive was a State Highway or Local street. Alderman Parker said the curb as drawn would not allow parallel, perpendicular or other parking unless people parked on the street. The purpose of the curb is to allow for safe loading and unloading of the children. The curb could be placed closer to the building and only allow one-way traffic. Ms. Carmell Boyd is the applicant. She would have four employees including herself. The current parking area would hold three vehicles. She is willing to do what she needs to. Alderman Gipson asked about the back property line, which runs along railroad right-of-way. Children would include infants and toddlers. Mayor Hays asked if the Subdivision Committee met. Mr. Voyles advised they did and installing the curb was their suggestion. Alderman Parker made a motion to adopt as amended which was seconded by Alderman Berry. The applicant advised she would only have 30 children. On the motion of Alderman Hight and seconded by Alderwoman Robinson, and by consent of all members present, the ordinance was amended as follows: *Section 2. (3) strike 40 and replace with 30* (8/0). On the motion of Alderman Berry and seconded by Alderman Parker, and the roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted as amended (8/0). Emergency clause unanimously adopted (8/0).

NEW BUSINESS

R-05-129 (RESOLUTION NO. 6830 - MAYOR HAYS)

A RESOLUTION REAPPOINTING EDDIE POWELL TO THE SENIOR CITIZENS COMMISSION, AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gipson and seconded by Alderman Hight, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-05-130 (RESOLUTION NO. 6831 - MAYOR HAYS)

A RESOLUTION REAPPOINTING JAMES C. ROBERTS TO THE SENIOR CITIZENS COMMISSION, AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gipson and seconded by Alderman Thomas, and by consent of all members present, the resolution was unanimously adopted (8/0). Mayor Hays thanked Mr. Roberts who was present and Mr. Powell along with the Senior Citizens Task Force for their hard work.

R-05-131 (RESOLUTION NO. 6832 - MAYOR HAYS)

A RESOLUTION REAPPOINTING CHARLES JAMISON TO THE ADVERTISING AND PROMOTION COMMISSION, AND FOR OTHER PURPOSES, was read. On the motion of Alderman Hight and seconded by Alderman Berry, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-05-132 (RESOLUTION NO. 6833 - MAYOR HAYS)

A RESOLUTION APPROPRIATING THE EXPENDITURE OF \$20,922.84 FOR PAYMENT OF EXPENSES IN CONNECTION WITH THE AUGUST 9, 2005 SPECIAL ELECTION FOR A SALES AND USE TAX LEVY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gipson and seconded by Alderman Hight, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-05-133 (RESOLUTION NO. 6834 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT TO SELL CERTAIN REAL ESTATE OWNED BY THE CITY TO MAIN STREET ARGENTA; AND FOR OTHER PURPOSES, was read. A motion to adopt was made by Alderman Hight and seconded by Alderman Berry. On the motion of Alderman Gipson and seconded by Alderman Hight, and by consent of all members present, the resolution was amended as follows:: *Section 3., insert following all... SELLS OR ASSIGNMENTS...*(8/0). On the motion of Alderman Witcher and seconded by Alderman Hight, and by consent of all members present, the resolution was unanimously adopted as amended (8/0).

R-05-134 (RESOLUTION NO. 6835 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO AN ENGINEERING CONTRACT WITH HKS, INC. TO PROVIDE ARCHITECTURAL SERVICES FOR THE DESIGN AND CONSTRUCTION OF A BASEBALL STADIUM, was read. A motion to adopt was made by Alderman Witcher and seconded by Alderwoman Robinson. Alderman Gipson asked why Subsection 2.2.5 and 2.3.2 were deleted from page 2. Mr. Joe Smith, Purchasing Director advised the Construction Manager will estimate the Construction Cost. East Harding and Hensel Phelps has been selected as Construction Manager. The Construction Manager contract is currently being negotiated. This Construction Manager will be at-risk. Mr. Smith said costs for the project cannot be determined until after the plans are completed. Mayor Hays said income from the sales and use tax is estimated at \$32 to 33 million, \$5 million of which will go to the Hays Center. The balance will go to the ball park project. Early estimates were approximately \$27.6 million. Due to recent events, there may be variations in the cost of the project. Mr. Smith advised the Architects from HKS will make a presentation to the City Council at the next meeting. In October, legislation would be presented to approve the schematic design. Alderman Berry asked about removal of arbitration. Mr. Carter said the city prefers to non-binding mediation as opposed to arbitration. Alderman Gipson asked about 12.13.1 and 12.13.2. Mr. Smith advised this is standard agreement. On the previous motion, and by consent of all members present, the resolution was unanimously adopted (8/0).

R-05-136 (RESOLUTION NO. 6837 - MAYOR HAYS)

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO ENTER INTO A CONTRACT WITH R. W. BECK, INC. TO PROVIDE ENGINEERING SERVICES RELATED TO PARTICIPATION IN THE PLUM POINT POWER PROJECT, was read. A motion to adopt was made by Alderman Berry and seconded by Alderman Bryant. Mayor Hays asked Mr. Gertsch to explain the contract. The owners Engineer represents all of the owners with regard to the Power Plant. Collectively, R. W. Beck, Inc. was selected. This agreement covers initial work prior to the financial closing at the end of this year. This agreement covers costs of \$170,000.00 with North Little Rock's share being

approximately \$34,000.00. Alderman Gipson asked about North Little Rock's percentage of the project. On the previous motion, and all members present having voted in the affirmative, the resolution was unanimously adopted (8/0).

O-05-65 (ORDINANCE NO. 7741 - MAYOR HAYS)

AN ORDINANCE CHANGING THE NAMES OF DERNISSEE DRIVE, DARDENNE DRIVE TO FRENCHMEN LOOP IN THE CITY OF NORTH LITTLE ROCK; DECLARING EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gipson and seconded by Alderwoman Robinson, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). The ordinance was read a second time. Alderman Gipson asked if the requirements of circulating petitions had been done. Mayor Hays said the recommendation came from Mr. Tim Marvin, Traffic Services Director. Mr. Voyles said the owners requested the changes as well. The property was platted under these three names. On the motion of Alderman Gipson and seconded by Alderman Berry, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The roll having been called, and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

O-05-66 (ORDINANCE NO. 7742 - ALDERMAN GIPSON)

AN ORDINANCE AUTHORIZING THE ISSUANCE OF A PROMISSORY NOTE TO PROVIDE SHORT-TERM FINANCING UNDER AMENDMENT NO. 78 TO THE ARKANSAS CONSTITUTION FOR THE ACQUISITION, CONSTRUCTION AND INSTALLATION OF REAL AND TANGIBLE PERSONAL PROPERTY; PROVIDING FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON THE NOTE; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES, was read. On the motion of Alderman Gipson and seconded by Alderman Bryant, and by consent of all members present, the rules were suspended and the ordinance was placed on its second reading (8/0). The ordinance was read a second time. Alderman Gipson advised this would replace money for the Main Community Center and purchase a fire truck. The additional money would be used at the North Heights Recreation Center. On the motion of Alderman Berry and seconded by Alderman Hight, and by consent of all members present, the rules were again suspended and the ordinance was placed on its third and final reading (8/0). The roll having been called and all members present having voted in the affirmative, the ordinance was unanimously adopted (8/0). Emergency clause unanimously adopted (8/0).

PUBLIC COMMENTS-----

Mayor Hays advised the first point of contact for people with question regarding Hurricane Katrina can call the City Clerk's Office at 501-340-5319 or visit the North Little Rock website at www.northlittlerock.ar.gov. Mayor Hays reminded everyone about "Bark in the Park", Saturday, September 17, 2005. Also, the Police Athletic League (PAL) will have a fish fry on Thursday, September 29, 2005. Alderman Hight advised his daughter had her second child, Lillian Clair Thomas. Alderman Witcher announced the Senior Citizens Task Force will begin holding public hearings tomorrow at the Hays Center, one at 10:00 a.m. and the second at 5:00 p.m. Meetings will also be held on September 20th at Sherman Park and North Heights Recreation Centers. Alderman Bryant advised the Taste of the Town will be held on September 21st at Alltel Arena. Market: Arkansas Business Expo will be at Alltel Arena on September 22, 2005. September 23 - 25, 2005, the UALR Invitational Mens and Womens College Tournament will be held at the Burns Park Tennis Center. Mayor Hays asked everyone to remember the hurricane evacuees. Mr. James Ard said he has helped his neighbor who works for Entergy by mowing his yard while he is helping restore power in the hurricane effected areas. Mr. Ard said the MEMS Contract will be coming up for renewal. MEMS does a great job when dispatched to homes or accidents, however, some of the drivers have been harassing drivers. A man in Texas and someone here in Arkansas have recently had an encounter with a MEMS driver. A letter will be submitted to the council. Mr. Ard asked to allow another ambulance service to bid on the contract. Police Chief Danny Bradley advised there will be a press conference at the Police and Fire Training Building at which time the department will receive an award in competing with over 160 other communities. Ms. Tonya Heckman, President of the North Little Rock Gymnastics Boosters Club thanked the council for what they have done for the team and invited council members to come and watch their first meet October 28 and 29, 2005.

There being no further business to come before the Council, and on the motion of Alderman Berry and seconded by Alderman Bryant, and by consent of all members present, the meeting adjourned at 9:00 p.m. (8/0), until the next regular meeting to be held on Monday, September 26, 2005, at seven o'clock p.m. in the North Little Rock School Administration Building Board Room, located at 2700 Poplar, in the Administration Office Board Room, North Little Rock, Arkansas.

Approved: MAYOR PATRICK HENRY HAYS
Attest: DIANE WHITBEY, CITY CLERK